FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORIGINAL SIDE CIVIL JURISDICTION

CHAMBER SUMMONS NO.104 OF 2006 IN SUIT NO.2875 OF 2005

Office notes, office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr. K.R.Tiwari for the plaintiff.
Ms.Seema Gupta for the Applicants.

CORAM : R.S. MOHITE, J.
DATED : 07.11.2006.

P.C.

1. Heard both sides.

2. This chamber summons is taken out by the applicants for being joined as party defendants to the suit. The suit is between the partners for dissolution of partnership and for accounts. The Advocate for the applicants states that the applicants have paid certain monies for purchase of flats. She admits that all the applicants have been put in possession of their flats under an agreement for purchase. Grievance is made that some part of the construction and terms of agreement are not

complete. The remedy of the applicants is to file a suit for specific performance of agreement which they hold. In my view, they are not necessary parties to the suit for dissolution of partnership and for accounts. Hence, chamber summons is rejected.

(R. S. MOHITE, J.)